

# ENVIRONMENTAL COMPLIANCE CHECKLIST

.... Project ....

## RECORD OF ENVIRONMENTAL REVIEW

### I. Compliance Review for Environmental Laws (other than NEPA)

#### A. National Historic Preservation Act - based on ..... Programmatic Agreement (PA)

##### HISTORIC STRUCTURES

- ☐ Activity Excluded from Review (PA Appendix 1) - review concluded
- ☐ Structure less than 50 years old - review concluded
- ☐ Structure over 50 years old and activity not excluded
  - ☐ Structure Determined Ineligible (SHPO/FEMA determination on file) - review concluded
  - ☐ Structure Determined Eligible (SHPO/FEMA determination on file)
    - ☐ No Effect Determination
      - Are project conditions required? ☐ YES (see sect. IV) ☐ NO
    - ☐ No Adverse Effect Determination
      - Are project conditions required? ☐ YES (see sect. IV) ☐ NO
    - ☐ Adverse Effect Determination
      - Are project conditions required (SMMA or MOA)?  
☐ YES (see sect. IV) ☐ NO

*Comments:*

##### ARCHEOLOGICAL RESOURCES

- ☐ Project does not involve any or only minor disturbance of previously undisturbed ground - review concluded
- ☐ Project involves greater than minor disturbance of previously undisturbed ground
  - ☐ SHPO indicates low potential for presence of archeological resources - review concluded
  - ☐ SHPO indicates high potential for resources to be present
    - ☐ No Effect Determination
      - Are project conditions required? ☐ YES (see sect. IV) ☐ NO
    - ☐ No Adverse Effect Determination
      - Are project conditions required? ☐ YES (see sect. IV) ☐ NO
    - ☐ Adverse Effect Determination
      - Are project conditions required (SMMA or MOA)?  
☐ YES (see sect. IV) ☐ NO

*Comments:*

#### B. Endangered Species Act

☐ Project does not affect the physical environment (land disturbance, vegetation removal, sedimentation, dust, noise/waste/hazardous materials emission into the environment, etc) - review concluded

☐ Project affects the physical environment

☐ Threatened or endangered species not present - review concluded

☐ Species present

☐ Review and consultation process completed and on file

Are project conditions required? ☐ YES (see sect. IV) ☐ NO

*Comments:*

### C. Fish and Wildlife Coordination Act

☐ Project is not located in a waterway and does not affect a waterway - review concluded

☐ Project is in or affects a waterway

☐ Consultation with US Fish and Wildlife Service complete and on file

Are project conditions required? ☐ YES (see sect. IV) ☐ NO

*Comments:*

### D. Wild and Scenic Rivers Act

☐ Project is not along and does not affect Wild or Scenic River - review concluded

☐ Project is along or affects Wild or Scenic River

☐ Consultation complete and on file

Are project conditions required? ☐ YES (see sect. IV) ☐ NO

*Comments:*

### E. Coastal Zone Management Act

☐ Project is not located in a coastal zone area - review concluded

☐ Project is located in a coastal zone area

☐ Consultation with relevant agency completed

Are project conditions required? ☐ YES (see sect. IV) ☐ NO

*Comments:*

### F. Other Relevant Laws and Environmental Regulations

*Identify Law/Regulations, Issues, and Resolution:*

## II. Compliance Review for Executive Orders

### A. E.O. 11988 - Floodplains

☐ Outside Floodplain and No Effect on Floodplains/Flood levels - review concluded

☐ Located in Floodplain or Effects on Floodplains/Flood levels

☐ Minimal investment in floodplain - review concluded,

- ☐ Beneficial Effect on Floodplain Occupancy/Values - review concluded
- ☐ Possible adverse effects associated with investment in floodplain, occupancy or modification of floodplain environment
- ☐ 8 Step Process Complete - public notice and documentation on file - review concluded
- Are project conditions required? ☐ YES (see sect. IV) ☐ NO

*Comments:*

#### **B. E.O. 11990 - Wetlands**

- ☐ Outside Wetland and No Effect on Wetlands - review concluded
- ☐ Located in Wetland or Effects on Wetlands
- ☐ Beneficial Effect on Wetland - review concluded
- ☐ Possible adverse effect associated with constructing in or near wetland
- ☐ 8 Step Process Complete - public notice and documentation on file - review concluded
- Are project conditions required? ☐ YES (see sect. IV) ☐ NO

*Comments:*

#### **C. E.O. 12898 - Environmental Justice For Low Income and Minority Populations**

- ☐ No Low income or Minority Population in or near project area - review concluded
- ☐ No adverse effects to any population - review concluded
- ☐ Low income or Minority Population in or near project area
- ☐ No disproportionately high or adverse effects on low income or minority population - review concluded
- ☐ Disproportionately high or adverse effects on low income or minority population
- ☐ Public involvement, assessment, and mitigative measures resolved - review concluded
- Are project conditions required? ☐ YES (see sect. IV) ☐ NO

*Comments:*

### **III. Extraordinary Circumstances**

**Based on the review of compliance with other environmental laws and Executive Orders, and in consideration of other environmental factors, review the project for extraordinary circumstances.**

\* A "Yes" under any circumstance may require an Environmental Assessment (EA) with the exception of (ii) which should be applied in conjunction with controversy on an environmental issue

**Yes      No**

- |                          |                          |   |
|--------------------------|--------------------------|---|
| <input type="checkbox"/> | <input type="checkbox"/> | (i) Greater scope or size than normally experienced for a particular category of action                 |
| <input type="checkbox"/> | <input type="checkbox"/> | (ii) Actions with a high level of public controversy  |
| <input type="checkbox"/> | <input type="checkbox"/> | (iii) Potential for degradation, even though slight, of already existing poor environmental conditions; |

- ☐ ☐ (iv) Employment of unproven technology with potential adverse effects or actions involving unique or unknown environmental risks;
- ☐ ☐ (v) Presence of endangered or threatened species or their critical habitat, or archaeological, cultural, historical or other protected resources;
- ☐ ☐ (vi) Presence of hazardous or toxic substances at levels which exceed Federal, state or local regulations or standards requiring action or attention;
- ☐ ☐ (vii) Actions with the potential to affect special status areas adversely or other critical resources such as wetlands, coastal zones, wildlife refuge and wilderness areas, wild and scenic rivers, sole or principal drinking water aquifers;
- ☐ ☐ (viii) Potential for adverse effects on health or safety; and
- ☐ ☐ (ix) Potential to violate a federal, state, local or tribal law or requirement imposed for the protection of the environment.
- ☐ ☐ (x) Potential for significant cumulative impact when the proposed action is combined with other past, present and reasonably foreseeable future actions, even though the impacts of the proposed action may not be significant by themselves.

*Comments:*

#### **IV. Environmental Review Project Conditions**

1. If during construction of these projects, it appears that a previously unidentified property that may be eligible for inclusion in the National Register will be affected, or a known historic property will be affected in an unanticipated manner, FEMA shall be immediately notified. FEMA may require the project applicant to stop construction in the vicinity of the discovery, and will require the project applicant to take all reasonable measures to avoid or minimize harm to the property until FEMA concludes consultation with the SHPO.

2. The applicant must follow all applicable local, state, and federal laws, regulations, and requirements for the abatement and disposal of lead, asbestos, and other routinely encountered hazardous substances. If there is an unusual material encountered or there is an extraordinary amount of lead, asbestos, or other routinely encountered material the applicant will contact FEMA, OES, and the relevant agency with authority for regulation of the material.

#### **Other Required Project Specific Conditions**

Environmental Specialist\_\_\_\_\_.

Signature\_\_\_\_\_ . Date \_\_\_\_\_.